

Alcoholic Beverage Control

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<http://abc.ky.gov/>
502/564-4850



December 2006

DON'T RISK OVER SERVICE DURING THE HOLIDAYS

With the busy holiday season approaching, please be even more mindful to avoid over serving customers. Over service is prohibited by Kentucky law (KRS 244.080(2)). Those of you in the restaurant industry tell us this is a difficult call to make because many times it is a regular customer in question. However, risking the irritation of a customer or at worst the loss of a regular customer compared to the very real legal liability flowing from a wrongful death action caused by someone drunk due to over service by your establishment brings clarity to the subject. From purely a business standpoint there is no question, over service is a bad business risk. Check with your attorney and your insurance carrier, we are sure they will agree. Be safe and profitable don't over serve.

NEW YEARS EVE—SUNDAY SALES?

As we bid farewell to 2006 on Sunday, December 31st, a lot of questions have been asked about exemptions or exceptions to KRS 244.290 regarding the prohibition of sales of alcoholic beverages on Sundays. and between the hours of 12:00 a.m. and 6:00 a.m. There are some areas of the state that, by ordinance, have allowed sales during these times. The best rule to practice is no alcohol sales unless your city or county has specifically mandated alcohol sales on Sunday as legal. Please check with your local ABC administrators to see if an ordinance is in existence before conducting alcohol sales on December 31, 2006. A complete listing of the City and County ABC Administrators is accessible on our website at <http://abc.ky.gov/>. ABC contacted each of the local Administrators in early October urging them to move forward with local ordinances where necessary to resolve this issue. Hopefully they did.

STATES NETWORKING AS THE RESULT OF GRANHOLM

It's clear that this year has been one of significance for alcohol regulation in the nation and Kentucky due to the implications of the United States Supreme Court Granholm decision. An interesting by product as a result of Granholm has emerged. What began as a desire to find out how other states dealt with shipping issues developed into a network with other State alcohol regulatory agencies. The end result is a strengthened regulatory network. TTB itself has been instrumental by its development of a weekly web newsletter between and among state agencies. As globalization has affected industry, at least regulatory agencies are now more connected as well.

GIFT CARDS - REDEEMABLE FOR ALCOHOLIC BEVERAGES?

Can't think of what to get that hard to shop for person on your list? What about a gift card for his or her favorite restaurant? Several proprietors have inquired about the legality of using that gift card for a purchase that includes alcoholic beverages. Is it legal? Thanks to the 2006 General Assembly it is. If the person tendering the gift card is age twenty-one or older, it is acceptable.

DO YOU REMEMBER WHEN CASH WAS KING?

There was recently a story in the news about a restaurant that doesn't accept cash. You might find it hard to believe that at one time in Kentucky it was illegal to purchase alcoholic beverages with your credit card. Yes indeed, from 1942 until July 15, 1988 it was illegal to buy alcohol on credit unless your business was a private club, restaurant or hotel who extended their own personal credit to their members. Who was it that said, "... the times they are a changing ..."

HAVE A SAFE AND HAPPY HOLIDAY, KENTUCKY ABC

UPCOMING S.T.A.R. TRAINING DATES

Server Training In Alcohol Regulations - In addition to responsible sales and service training, we cover Kentucky-specific statutes and regulations, individual liabilities and fake IDs. Class time is four and one-half hours. **Classes start promptly at noted time.**

DECEMBER 2006

2 (10-2:30) Lexington-Ramada @ Eagle Creek Library
 4 (5-9:30) Louisville - Middletown Gov. Ctr.
 5 (9-1:30) Prestonsburg - Jenny Wiley May Lodge
 6 (5:30-9:30) Lexington - TBA
 11 (5-9:30) Owensboro - Cigar Factory Mall
 12 (9-1:30) Lexington - Ramada @ Pairs Pike
 14 (9-1:30) Paducah - KY Dam Village SRP
 15 18 (9-1:30) Frankfort - ABC Office
 19 (9-1:30) Louisville - Middletown Gov.
 19 (9-1:30) Florence - Florence Gov. Ctr.

JANUARY 2007

8 (9-1:30) Richmond - ECU - Stratton Bldg #457
 9 (9-1:30) Lexington - Tates Creek Library
 15 (9-1:30) Owensboro - Cigar Factory Mall
 15 (9-1:30) Frankfort - ABC Office

JANUARY 2007 cont'd

16 (9-1:30) Danville - City Hall
 17 (9-1:30) Radcliffe - Colvin Comm. Ctr.
 17 (5P-9:30) Richmond - ECU - Stratton Bldg #457
 20 (9-1:30) Lexington - Beaumont Library
 24 (9-1:30) Corbin - City Hall
 27 (9-1:30) Radcliff - Colvin Community Ctr.
 27 (9-1:30) Richmond - ECU - Stratton Bldg #457
 28 (1P-5:30) Murray - Curris Ctr. - Barkley Room
 29 (9-1:30) Richmond - City Hall
 29 (9:30-2) Hopkinsville - Public Library
 30 (9-1:30) Florence - Florence Gov. Ctr.
 30 (5P-9:30) Radcliff - Colvin Comm. Ctr.
 31 (5:30P-9:30) Lexington - TBA

**A CLASS WILL BE HELD IN LOUISVILLE
 THE WEEK OF JANUARY 22—DETAILS TBA**

**COMMONWEALTH OF KENTUCKY
 OFFICE OF ALCOHOLIC BEVERAGE CONTROL
 1003 Twilight Trail
 Frankfort, Kentucky 40601-8400
 Phone #: 502- 564-4850**

NAME	DATE OF BIRTH
ADDRESS	
CITY	ZIP
PERSONAL PHONE #	BUSINESS PHONE #
EMPLOYER	
CLASS DATE & LOCATION:	ABC LICENSE #:
<p>If you are attending a S.T.A.R. per your employer, please obtain the ABC license number of the business and include it on your registration.</p>	

_____ Total number of employees @ \$35 per person = \$ _____

INCLUDE THIS FORM ALONG WITH:

Cashier's Check, Money Order or Certified Check made payable to the "Kentucky State Treasurer"

Include ABC License number on the check or money order

RETURN TO THE ABOVE ADDRESS